

**UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF NEW YORK**

UNITED STATES OF AMERICA,)	
)	
Plaintiff,)	
)	
v.)	Case No. 08-cv-00850 (JTC)
)	
NATIVE WHOLESALE SUPPLY CO.,)	
)	
Defendant.)	

NATIVE WHOLESALE SUPPLY)	
COMPANY,)	
)	
Plaintiff,)	
)	
v.)	Case No. 09-cv-0241 (JTC)
)	
THOMAS VILSACK, in his capacity as)	
Secretary of the United States Department of)	
Agriculture,)	
)	
Defendant.)	

**UNITED STATES' SUBMISSION OF NATIVE WHOLESALE SUPPLY COMPANY'S
UNPAID BALANCE**

Pursuant to the Court's Decision and Order on October 4, 2011 (Document #73), the United States hereby submits this memorandum and supporting documentation setting forth the amount of Native Wholesale Supply Company's ("NWS") current unpaid balance.

NWS's current unpaid balance is: \$43,131,307.41 in interest and assessments. *See* Declaration of Larry Wayne Durant ¶ 5, Ex. B (Statement as of September 30, 2011):

assessments (\$44,015,409.04) - collection (\$2,101,578.27) + interest (1,217,476.64) =
outstanding balance (43,131,307.41).

The United States respectfully requests that this Court enter judgment ordering NWS to pay its delinquent balance of \$43,131,307.41.

Respectfully submitted,

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/s/ James D. Nelson
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Thomas Vilsack, Secretary of the U.S.
Department of Agriculture*

Dated: October 14, 2011